

REMARKS

Claims 1, 22, 80, 91, 96, 100, 102 and 103 have been amended. Claims 1-5, 7, 8, 12, 13, 16, 17, 22, 25, 26, 80-94, 96, 97, and 99-103 are pending.

The claims have been amended to address the objections raised at page 7 of the Office Action.

Applicants thank the Examiner for withdrawing the previous rejections under 35 U.S.C. § 112, second paragraph, 35 U.S.C. § 112, first paragraph and 35 U.S.C. § 102(b). See Office Action at p. 2.

CLAIM REJECTIONS

Rejection of claims under 35 U.S.C. § 112, first paragraph

The Examiner has rejected claims 1, 22, 80, 91, 102 and 103 under 35 U.S.C. § 112, first paragraph, for failing to comply with the written description requirement. See Office Action at p. 3. Not in acquiescence to the rejection but in an effort to expedite prosecution, Applicants have amended claims 1, 22, 80, 91, 102 and 103. Applicants respectfully request reconsideration and the withdrawal of the rejection.

Rejection of claims under 35 U.S.C. §102(b)

The Examiner has rejected claims 1-5, 12, 13, 16, 17, 22, 25, 26, 80-84, 88-94, 99, 102 have been rejected under under 35 U.S.C § 102(b) as being anticipated by U.S. Patent 4,931,469 to Black et al. ("Black"), claims 1-5, 7-8, 12, 13, 16, 17, 22, 25, 26, 80-84, 88-94, 99, 102 and 103 under 35 U.S.C § 102(b) as being anticipated by JP 11-0497190-A to Kitigawa et al. ("Kitigawa"), and claims 1-5, 12, 13, 22, 80-84, 88, 91-94, 96, 97, and 99-103 under 35 U.S.C § 102(b) as being anticipated by U.S. Patent 4,927,838 to Guthrie et al. ("Guthrie") See Office Action at p. 5-6. Claims 2-5, 12 and 13 depend from independent claim 1. Claim 22 is an independent claim. Claims 92-94, 96-97, and 99-101 depend from independent claim 91. Claims 81-84 and 88 depend from independent claim 80. Claims 102 and 103 are independent.

Independent claims 1, 22, 80, 91, 102 and 103 relate to compounds of Formula (I) in which L is a straight C₃₋₁₂ hydrocarbon chain optionally containing at least one double bond adjacent to Y² and Y² is CH₂. The compounds in Black are not compounds in which L is a straight C₃₋₁₂ hydrocarbon chain optionally containing at least one double bond adjacent to Y² and Y² is CH₂, the compounds in Kitigawa are not compounds in which L is a straight C₃₋₁₂

hydrocarbon chain optionally containing at least one double bond adjacent to Y^2 and Y^2 is CH_2 and the compounds in Guthrie are not compounds in which L is a straight C_{3-12} hydrocarbon chain optionally containing at least one double bond adjacent to Y^2 and Y^2 is CH_2 .

Accordingly, independent claims 1, 22, 80, 91, 102 and 103 and claims that depend therefrom are not anticipated by Black, Kitigawa, or Guthrie for at least the reasons described above. Applicants respectfully request reconsideration and withdrawal of these rejections.

CONCLUSION

Applicants believe that the claims now pending are in condition for allowance. Should any fees be required by the present Amendment, the Director is hereby authorized to charge Deposit Account **19-4293**.

Respectfully submitted,

Date: January 19, 2010
Customer No. 27890
Steptoe & Johnson LLP
1330 Connecticut Avenue, NW
Washington, DC 20036-1795
Phone: 202-429-3000
Fax: 202-429-3902

/Harold H. Fox Reg.# 41498/
Harold H. Fox
Reg. No. 41,498